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I certify that this document is seposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date: 3/17/2004

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Applicant(s):

Berardi, et al.

Docket No.:

60655.3900

Serial No.:

10/708,545

Group Art Unit:

TBA

Filed:

March 10, 2004

Examiner:

TBA

Title:

SYSTEM AND METHOD

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Confirmation No.:

2544

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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner For Patents PO Box 1450 Alexandria, VA 22313-1450

## Commissioner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R., §§1.97 and 1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents listed on the attached Form PTO/SB/08A. One copy of each cited document is submitted herewith. Applicant respectfully submits that all pending claims are patentable over the foregoing references, alone or in combination. The Examiner is requested to initial the enclosed Form PTO/SB/08A and return a copy thereof to the undersigned.

The items listed on Form PTO/SB/08A may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark

Serial No.: 10/708,545 Docket No.: 60655.3900

Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants reserve the right to dispute any of the listed documents as prior art during examination. Further, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. Furthermore, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

1. [ ]	For each of the following items listed on the enclosed copy of Form PTO/SB/08A
	that is not in the English language, an English language translation of that item or
	a portion thereof or a concise explanation of the relevance of that item is
	enclosed:

- 2. [ X ] Any copy of the items listed on the enclosed copy of Form PTO/SB/08A that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in the prior [X] Parent Application, [] Continuation, [] Divisional or [] Continuation-In-Part application under 37 C.F.R. §1.97, U.S. Serial No. 10/192,488 , filed July 9, 2002 .
- 3. [X] No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:
  - [ ] 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.
  - [ ] 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491 in an international application.
  - [X] 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits.
- 4. [ ] No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 3 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 8 below.

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Serial No.: 10/708,545 Docket No.: 60655.3900

5. [ ]	since specif	A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 3 above but before the mailing date of a final action or a notice of allowance (where there has been no prior final action):						
	[]	A check in the amount of \$180.00 is enclosed in payment of the fee.						
	[]	Charge the fee to Deposit Account No. 19-2814. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.						
6. [ ]	since of a fir	fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement nce it is being filed in compliance with 37 C.F.R. §1.97(d), after the mailing date a final action or a notice of allowance, whichever comes first, but before syment of the issue fee, and is accompanied by:						
	a.	one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 8 below; and						
	b.	the attached petition requesting consideration of this Information Disclosure Statement; and						
	C.	the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 9 below.						
7. [ ]		is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement it is being filed in compliance with:						
	a. [ ]	37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition To Withdraw Application From Issue;						
		37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition To Withdraw Application From Issue.						
	C.	The fee due under 37 C.F.R. §1.17(i)(1) is paid as set forth in paragraph 9 below.						
8. []	Disclo in a co	by certify that each item of information contained in this Information sure Statement was cited in a communication from a foreign patent office ounterpart foreign application not more than three months prior to the filing Information Disclosure Statement.						
[]	I hereby certify that no item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent							

Serial No.: 10/708,545 Docket No.: 60655.3900

office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

- 9. [ ] A check in the amount of \$180.00 is enclosed in payment of the fee due under 37 C.F.R. §1.17(p).
  - [ ] Charge the fee due under 37 C.F.R. §1.17(i)(1) to Deposit Account No. 19-2814. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
  - [ X ]The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 19-2814. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

Snell & Wilmer

Howard I. Sobelman Registration No. 39,038

Dated: 3//1/64

Snell & Wilmer L.L.P. One Arizona Center 400 E. Van Buren

Phoenix, Arizona 85004-2202

Phone: (602) 382-6228 Fax: (602) 382-6070

Email: hsobelman@swlaw.com

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE o respond to a collection of information unless it contains a valid OMB control number. Under the Paperwork Reduction Act of 1995, no

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				U.S. PATE	ENT DOCUMENTS	
]		Document	Number	· · · · · · · · · · · · · · · · · · ·	Name of Patentee or	Pages, Columns, Lines, Where
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/VF/		EP	0 358 525	A2	03/14/1990	W&T Avery Limited		
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		EP	EP 0 956 818	A1	11/17/1999	Citicorp Development Center		
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/VF/		JP	2000-40181	Α	02/08/2000	Unknown		

Examiner	/Vanel Frenel/	Date	04/05/0040
Signature	/ Vallet Freilet/	Considered	01/05/2010

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5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Substitu	te for form 1449A/P	то		Complete if Known		
				Application Number	10/708,545	
			SCLOSURE	Filing Date	March 10, 2004	
STA	TEMENT	BY A	PPLICANT	First Named Inventor	Michael Berardi, et al.	
				Art Unit	ТВА	
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Sheet	2	of	8	Attorney Docket Number	60655.3900	

	U.S. PATENT DOCUMENTS									
Examiner		Document Number		Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Pessages or Relevant				
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/VF/		PCT	WO 00/10144	Al	02/24/2000	3M Innovative Properties Co		
/VF/		JP	200067312	A	03/03/2000	IBM		
/VF/		EP	EP 0 984 404	A2	03/08/2000	IBM		
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/VF/		EP	EP 1 016 947	A2	07/05/2000	Texas Instruments Inc.	•	
/VF/		JP	2000207641	Α	07/28/2000	NCR International Inc		
/VF/		EP	EP 1 039 403	A2	09/27/2000	Citicorp Development Center		
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/VF/_		PCT	WO 01/04825	Al	01/18/2001	Intermec IP Corp.		
/VF/		PCT	WO 01/15098	Al	03/01/2001	Gamut Interactive		

Examiner	0.7	Date	01/05/0010	
Signature	/Vanel Frenel/	Considered	01/05/2010	

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Substitu	te for form 1449A/P	го		Complete if Known		
			01.001.05	Application Number	10/708,545	
INF	DRMATION	N DIS	CLOSURE	Filing Date	March 10, 2004	
STA	TEMENT	BY AI	PPLICANT	First Named Inventor	Michael Berardi, et al.	
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	U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Document Number  Number Kind C	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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Initials	No 1 Office <sup>3</sup> Number <sup>4</sup>	Kind <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	Le		
/VE/		PCT	WO 01/15098	Al	03/01/2001	Gamut Interactive		
/VF/		EP	EP 1 104 909	A2	06/06/2001	Smartel S.P.A.		
/VF/		PCT	WO 01/43095	A2	06/14/2001	Intermec IP Corp.		
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/VF/		JP	2001283122	A ·	10/12/2001	Dainippon Printing Co., Ltd.		
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/VF/		PCT	WO 01/80473	A2	10/25/2001	Sony Electronics, Inc.		
/VF/		PCT	WO 01/86535	Al	11/15/2001	Cadmus Technology Ltd.		Ш
/VF/		PCT	WO 01/90962	Al	11/29/2001	Grosvenor Leisure Inc.		

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Substitu	ute for form 1449A/PT	0		Complete if Known			
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INF	ORMATION	DR	SCLOSURE	Filing Date	March 10, 2004		
STA	ATEMENT E	BY A	PPLICANT	First Named Inventor	Michael Berardi, et al.		
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/VF/		PCT	WO 01/95243	A2	12/13/2001	Battelle Memorial Institute		
/VF/	·	PCT	WO 02/01485	Al	01/03/2002	Smartclic Corporation		
/VF/		PCT	WO 02/13134	A2	02/14/2002	Medmicrochip LC		
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/VF/		PCT	WO 02/063545	A2	08/15/2002	Sensormatic Electronics Corp		
/VF/		PCT	WO 02/065246	A2	08/22/2002	Stockback Holdings, Inc.		
/VF/		PCT	WO 02/065404	A2	08/22/2002	Stuart Williams		
/VF/		PCT	WO 02/069221	A1	09/06/2002	Frequency Marketing, Inc.		
/VF/		PCT	WO 02/073512	A1	09/19/2002	3M Innovative Properties Co.		

Examiner   /Vanel Frenel/	Date 01/05/2010 Considered

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Substitu	te for form 1449A/PTC			Complete if Known			
			201.001125	Application Number	10/708,545		
INF	DRMATION	DIS	SCLOSURE	Filing Date	March 10, 2004		
STA	TEMENT B	YA	PPLICANT	First Named Inventor	Michael Berardi, et al.		
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/VF/		EP	EP 1 251 450	Al	10/23/2002	NCR International Inc.		
/VF/		PCT	WO 02/086665	A2	10/31/2002	United States Postal Service		
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/VF/		PCT	WO 02/101670	A2	12/19/2002	3M Innovative Properties		
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Substitut	e for form 1449B/P	TO		Complete if Known			
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STATEMENT BY APPLICANT				First Named Inventor	Michael Berardi, et al.		
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Sheet	b	of	8	Attorney Docket Number	60655.3900		

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, senal, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
/VF/		"What's New: Timex Watch Features Speedpass System", http://www.speedpass.com/news/article.jsp?id=51 (1 page)	
/VF/		"Physical Reality: A Second Look", Ken Sharp, Senior Technical Editor, http://www.idsystems.com/reader/1999_03/phys0399_pt2/phys0399_pt2.htm (6 pages)	
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/VF/		International newsletter of the TI RFID Group, Issue 20, 2000 (12 pages)	
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Examiner Signature /Vanel Frenel/	Date Considered	01/05/2010	)
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

¹ Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Substitute for form 1449B/PTO	Cor	nplete if Known
•	Application Number	10/708,545
INFORMATION DISCLOSUR	Filing Date	March 10, 2004
STATEMENT BY APPLICAN	First Named Inventor	Michael Berardi, et al.
OTATEMENT BY ALLEGAN	Art Unit	TBA
(use as many sheets as necessary)	Examiner Name	TBA
Sheet of 8	Attorney Docket Number	60655.3900

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
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1	Signature	./Vanel Frenel/	Considered	01/05/2010	/

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Substitu	Substitute for form 1440R/PTO		Complete if Known			
				Application Number	10/708,545	
INF	(use as many sheets as necessary)	CLOSURE	Filing Date	March 10, 2004		
STATEMENT BY APPLICANT			PPI ICANT	First Named Inventor	Michael Berardi, et al.	
STATEMENT BY APPLICAN	, i Lioaiti	Art Unit	TBA			
(use as many sheets as necessary)			s necessary)	Examiner Name	TBA	
Sheet	8	of	8	Attorney Docket Number	60655.3900	

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS				
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/VF/		Functional Specification, Standard Card IC MF1 IC S50, Philips Semiconductors, Product Specification Rev. 5.1 May 2001		
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Examine Signatur		/Vanel Frenel/ Date Considered 01/05/2010		

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